

## **REMARKS**

Applicants respectfully request consideration of the subject application as amended herein. An RCE accompanies this Amendment. This Amendment is submitted in response to the Office Action mailed September 20, 2006 which was made final. Claims 1-27 are rejected.

In this Amendment, claims 1, 7, 13, 19 and 27 have been amended. Claim 26 have been cancelled without prejudice. It is respectfully submitted that the amendment does not add new matter. Support for the amendments can be found in the specification as originally filed at least on page 8, lines 1-12.

Applicants reserve all rights with respect to the applicability of the Doctrine of Equivalents.

### **Claim Rejections under 35 U.S.C. 112**

The Examiner has rejected claims 26-27 under 35 U.S.C. 112 as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Applicants have cancelled claim 26, thus rendering the rejection moot.

### **Claim Rejections under 35 U.S.C. 103(a)**

The Examiner has rejected claims 1-25 under 35 U.S.C. §103(a) as being unpatentable over Brown, et al. (USPN 6,747,995, "Brown") in view of Morgan et al, (USPN 2001/0024439, "Morgan"). The Examiner has rejected claim 27 under 35 U.S.C.

Applicants respectfully submit that Brown and Morgan, either individually or in combination, do not teach or suggest each and every limitation of independent claims 1, 7, 13 and 19, as amended.

In particular, Brown and Morgan, either individually or in combination, do not teach or suggest scheduling delivery of the needed service program to the first digital signal processor from the overlay memory over a host port interface bus based on one or more factors including size of the needed program, location of the needed program in the overlay memory, and whether a second digital signal processor also needs the needed program, as recited in independent claims 1, 7, 13 and 19, as amended.

Brown discloses a system for multiple derived voice lines over a subscriber loop for use in a telephone network. As acknowledged by the Examiner, Brown does not teach or suggest that software is delivered to the DSP from a memory. (Office Action dated 09/20/06, p. 3, ¶2). Brown also does not teach or suggest scheduling delivery of software to the DSP.

Morgan discloses that one of many download modules can be downloaded onto a DSP. (Morgan, ¶29). However, Morgan is silent about and does not teach or suggest scheduling delivery of the needed service program to the first digital signal processor from the overlay memory over a host port interface bus based on one or more factors including size of the needed program, location of the needed program in the overlay memory, and whether a second digital signal processor also needs the needed program, as recited in independent claims 1, 7, 13 and 19, as amended.

As neither Brown nor Morgan teaches or suggests each and every limitation of amended claims 1, 7, 13 and 19, the combination does not render obvious claims 1, 7, 13 and 19 and associated dependent claims 2-6, 8-12, 14-18, 20-25 and 27.

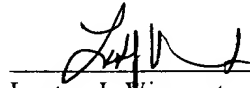
Claims 1-25 and 27 are currently pending. Applicants respectfully submit that in view of the arguments and amendments set forth herein, the applicable rejections and objections have been overcome.

If there are any additional charges, please charge our Deposit Account No. 02-2666.

Respectfully submitted,

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Dated: December 20, 2006



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